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PTO/SB/21 (02-04)

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| | | | |
|---|----------------------|------------------------|-------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/666,154 | |
| | Filing Date | 09/19/2003 | |
| | First Named Inventor | Bryan Windus-Smith | |
| | Art Unit | 3728 | |
| | Examiner Name | unknown | |
| Total Number of Pages in This Submission | 10 | Attorney Docket Number | DDI5016USNP |

| ENCLOSURES (Check all that apply) | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance communication to Technology Center (TC) |
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| <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | | |
| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | | |
| Firm or Individual name | Mayumi Maeda Reg. No. 40,075 | |
| Signature | <i>[Signature]</i> | |
| Date | 1/10/05 | |

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Docket No. DDI5016USNP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Bryan Windus-Smith et al.
Serial No. : 10/666,154 Art Unit: 3728
Filed : 09/19/2003 Examiner: unknown
For : Medical Device Package, Kit and Associated Methods

I hereby certify that this correspondence is being deposited with the
United States Postal Service as first class mail in an envelope addressed
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1-11-2005
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Jane Silarajs

(Name of applicant, assignee, or Registered Representative)

Jane Silarajs
(Signature)
1-11-2005
(Date of Signature)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

Serial No. 10/666,154

☒ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with ☐ the first or ☐ second After Final Submission, therefore:

☐ Statement in Accordance with §1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

☐ Statement in Accordance with §1.97(e) (attached); or

☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in §1.17(p).

☐ In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

☐ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Serial No. 10/666,154

☐ Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

☐ In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.

☐ If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2). (The U.S. patents and each U.S. patent application publication listed on the attached Form PTO-1449 are not enclosed because this U.S. patent application was filed after June 30, 2003 or this international application has entered the national stage under 35 USC §371 after June 30, 2003 (see USPTO waiver of requirement under 37 CFR 1.98 (a)(2)(i)).

☒ There are no listed references which are not in the English language.

☐ The relevance of those listed references which are not in the English language is as follows:

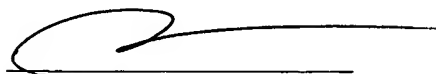
☒ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Serial No. 10/666,154

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/ DDI5015USNP/MM.

Respectfully submitted,



Mayumi Maeda
Reg. No. 40,075
Attorney for Applicants

Johnson & Johnson
International Patent Law Division
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Dated: 1/10/05



PTO/SB/08A (08-00)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

| | |
|------------------------|---------------------|
| Application Number | 10/666,154 |
| Filing Date | 09/19/2003 |
| First Named Inventor | Windus-Smith et al. |
| Group Art Unit | 3728 |
| Examiner Name | Unknown |
| Attorney Docket Number | DDI-5016 |

U.S. PATENT DOCUMENTS

| Examiner Initials | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear |
|----------------------|--------------------------|----------------------|--------------------------------------|--|--|---|
| | | Number | Kind Code ² (if known) | | | |
| | | 5,432,214 | | Lancesseur | 7/11/95 | |
| | | 6,217,701 | | Shelley et al. | 4/17/01 | |
| | | 6,247,604 | | Taskis, et al. | 6/19/01 | |
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| | | 2002/0006483 | A1 | Neteler | 1/17/02 | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document mm-dd-yyyy | Pages, Columns, Lines, where relevant passages or relevant figures appear | T ⁶ |
|----------------------|--------------------------|-------------------------|---------------------|-----------------------|--|--|--|----------------|
| | | Office ³ | Number ⁴ | KindCode ⁵ | | | | |
| | | EP | 0824480 | B1 | Capitol Vial, Inc. | 1/17/01 | | |
| | | EP | 1118552 | A2 | Capitol Vial, Inc. | 7/25/01 | | |
| | | EP | 1288251 | A2 | Eastman Kodak Company | 3/5/03 | | |
| | | WO | 99/62697 | A1 | Capitol Specialty Plastics, Inc. | 12/9/99 | | |
| | | WO | 00/13986 | A1 | Kneer, Roland | 3/16/00 | | |
| | | WO | 01/26782 | A1 | Stanhope Products Company | 4/19/01 | | |
| | | WO | 01/87731 | A2 | Glaxo Group Limited | 11/22/01 | | |

| | |
|-----------------------|--------------------|
| Examiner Signature | Date Considered |
|-----------------------|--------------------|

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. ⁶ If possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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|--|------------------------|--------------|
| SUBMISSION UNDER MPEP 609 D Page 1 of 1 | Application Number | 10/666,154 |
| | Filing Date | 09/19/2003 |
| | First Named Inventor | Windus-Smith |
| | Group Art Unit | 3728 |
| | Examiner Name | unknown |
| | Attorney Docket Number | DDI5016USNP |

U.S. PATENT DOCUMENTS

| Examiner Initials | Cite No. ¹ | Name of Patentee or Applicant of Cited Document | U.S. Patent Document | | Pages, Columns, Lines, where relevant passages or relevant figures appear |
|-------------------|-----------------------|---|----------------------|-----------------------------------|---|
| | | | Number | Kind Code ² (if known) | |
| | | Brimmer et al. | 4,106,620 | A | col.4, lines 8-23, relevant to claims 1,6,8, 9,11,13,15-18 |
| | | Magney | 4,180,162 | A | col.3,lines12-25,36-41; col.4, lines 3-57; relevant to claim 14 |
| | | Lipton | 4,985,034 | A | col. 2,line 58; col.3 lines 2,29-57; col.5,lines 3-24; relevant to claims 1,2,4,7,9 |
| | | Burns et al. | 2002/177763 | A1 | |
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FOREIGN PATENT DOCUMENTS

| Examiner Initials | Cite No. ¹ | Name of Patentee or Applicant of Cited Document | Foreign Patent Document | | | Pages, Columns, Lines, where relevant passages or relevant figures appear | T ⁶ |
|-------------------|-----------------------|---|-------------------------|---------------------|-----------------------|---|----------------|
| | | | Office ³ | Number ⁴ | KindCode ⁵ | | |
| | | Matsushita Electric Industrial Co., Ltd. | EP | 1285629 | A | Paras. 0144, 0145, 0154, 0155, 0239-0246, 0255-0260; relevant to claim 14 | |
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OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

| Examiner's Initials* | Cite No. ¹ | Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T ² |
|----------------------|-----------------------|--|----------------|
| | | European Search Report for 04255661.3, The Hague, Netherlands, dated 8 December 2004, 3 pages. | |
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| Examiner Signature | | Date Considered | |
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